IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

C.W.P. No. 16979 of 2004
Date of Decision: Dec.7,2006

Manjit Singh..... Petitioner

Versus

The Superintending Canal Officer Sirhind Canal Circle, Ludhiana and others ..... Respondents

Coram: Hon'ble Mr. Justice Ashutosh Mohunta
Hon'ble Mrs. Justice Nirmal Yadav

Present: Mr. M.L.Saini, Advocate
for the petitioner.

Mr. C.M.Munjal, Sr. Addl. A.G. Punjab.

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ASHUTOSH MOHUNTA, J. (Oral)

The petitioner has impugned the orders passed by the Divisional Canal Officer and the Superintending Canal Officer (Annexures P4 and P5) by which the watercourse in dispute has been ordered to be restored.

Before ordering the restoration of watercourse a report has been sought from the Ziledar who after site inspection reported that the watercourse was in existence and the same has been demolished by one Pala Singh. On the basis of the report of the Ziledar, the watercourse was ordered to be restored.

A perusal of the impugned orders shows that `nakas' and `warabandi' (turn of water) has also been sanctioned on the demolished watercourse.

In view of the above, there is no infirmity in the impugned orders (Annexures P4 and P5) and, accordingly, the writ petition is dismissed.

(ASHUTOSH MOHUNTA)
JUDGE

7.12.2006 **(NIRMAL YADAV)**
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